IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 2ND NOVEMBER 2007 / 11TH KARTHIKA 1929

Bail Appl..No. 6641 of 2007()

CRIME NO. 265/07 OF KURATHIKAD POLICE STATION
CMP.6235/2007 of J.M.F.C.,MAVELIKKARA

.....

PETITIONER/ACCUSED

RENJITH, S/O.MOHANAN, THOPPITHARA
VEETTIL, UMAYATTUKARA MURI, THIRUVANVANDOOR
VILLAGE, CHENGANNUR.

BY ADV. SRI.RASHEED C.NOORANAD

RESPONDENTS: COMPLAINANT/STATE

STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 02/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

- -

B.A.No. 6641 of 2007

- -

Dated this the 2nd day of November, 2007

O R D E R

Application for regular bail. The petitioner faces allegations under Section 27 of the Arms Act. At 1.15 a.m. on 11.10.2007 the petitioner was allegedly found in a locality unable to offer any satisfactory explanation for his presence. He had come on a motor cycle and had in his possession a dangerous weapon, which offends the provisions of the Arms Act. The petitioner was taken into custody on 11.10.2007. He continues in custody from that date. Investigation is not yet over.

2. The learned counsel for the petitioner submits that the petitioner is absolutely innocent. He, who is continuing in custody from 11.10.2007, may now be enlarged on bail, prays the counsel.

3. The learned Prosecutor does not oppose the application. To a pointed query, the learned Prosecutor submits that the police have not so far able to identify the precise purpose for which the petitioner was found available at the place of detection. I am satisfied that in the nature of the conclusions presently drawn, it is not necessary to direct continued detention of the petitioner. Appropriate conditions can ofcourse be imposed to avoid any untoward incident.

4. In the result:

1) This application is allowed.

2) The petitioner shall be released on bail on the following terms and conditions.

(a) The petitioner shall execute a bond for Rs.1,00,000/- (Rupees one lakh only) with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(b) He shall make himself available for interrogation before the Investigating Officer on all Mondays between 10 a.m. and 12

noon for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(c) The petitioner shall not, during the said period of two months, enter the Sessions division of Alleppey, without the prior permission of the learned Magistrate, except for the purpose of complying with condition No.(b) above.

(R. BASANT)
Judge

tm